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August 24, 2021

VIA EMAIL: [Chambers\\_of\\_Judge\\_R\\_Barclay\\_Surrick@paed.uscourts.gov](mailto:Chambers_of_Judge_R_Barclay_Surrick@paed.uscourts.gov)

R. Barclay Surrick, Senior Judge  
8614 U.S. Courthouse  
601 Market Street  
Philadelphia, PA 19106

***Re: AC2T, Inc. v. Colin Purrington***  
***2:19-cv-05946-RBS***

Dear Judge Surrick:

I am counsel for the Plaintiff in this case. I am writing to ask the Court to direct the Defendant to comply with two discovery requests.

1. Document requests (Exhibit A), which are 6 months overdue.
2. Defendant's deposition (Exhibit B), which the Plaintiff has been trying to schedule for 4 months.

No objection has been raised. The defense just refuses to respond.

Defense counsel has stopped responding to my inquiries about the status of these requests. I have attempted to work out these issues with counsel. However, it is impossible to do so when counsel will not even discuss them.

For the document requests, the Defendant has not responded, has not served objections, and has not produced the documents themselves. For the deposition, the defense simply refuses to schedule the deposition since the Plaintiff first sought it in April.

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R. Barclay Surrick, Senior Judge  
August 19, 2021  
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I request that the Court either order the Defendant to comply or schedule a conference with counsel to discuss these issues. A proposed order is attached. Thank you for your attention to this matter.

Respectfully,

/s/ Evan L. Frank

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Enclosure

cc: Trevor C. Serine, Esq. (e-mail: [tcs@serinelaw.com](mailto:tcs@serinelaw.com))